



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

DEAN D. EFSTATHIOU, Acting Director

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

September 16, 2008

IN REPLY PLEASE  
REFER TO FILE: C-1

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS  
(SUPERVISORIAL DISTRICTS 1, 3, AND 5)  
(3 VOTES)**

**SUBJECT**

This action is to award public works construction contracts involving vine planting and debris removal work and authorize the Acting Director of Public Works to execute contracts with the contractors for work in the Hollywood area of the City of Los Angeles; the Cities of Glendora, Pasadena, and San Gabriel; and the unincorporated communities of City Terrace and East Los Angeles.

**IT IS RECOMMENDED THAT YOUR BOARD:**

Award and authorize the Acting Director of Public Works or his designee to prepare the construction contract in the form previously approved by County Counsel, execute the contract, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractor for the following:

- Project ID No. RDC0015014 - East Los Angeles Vine Planting, to construct landscaping, irrigation systems, concrete curb, and plant vines, in the unincorporated communities of City Terrace and East Los Angeles (1), to FS Construction, in amount of \$154,717.00.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY  
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

Award and authorize the Acting Director of Public Works or his designee to prepare the maintenance service contract in the form previously approved by County Counsel, execute the contract, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractor for the following:

- Project ID No. FMD0002059 - Seven Facilities - Storm Drain Debris Removal, to remove debris from storm drains, in the Hollywood area of the City of Los Angeles and the Cities of Glendora, Pasadena, and San Gabriel (3 and 5), to Mike Bubalo Construction Co., Inc., in amount of \$424,010.00.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to obtain your Board's approval to award these construction and maintenance service contracts and authorize the Acting Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by contractors for each of these projects.

See attachments as follows for each project. The attachment for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also attached including addenda to the contract specifications for Project ID No. RDC0015014.

- Project ID No. RDC0015014 - sheets 1A and 1B
- Project ID No. FMD0002059 - sheets 2A and 2B

The recommended construction and maintenance service contracts are necessary to execute Board-directed and approved Department of Public Works (Public Works) projects in support of operational missions. Your Board's approval of the recommended contract awards and the subsequent execution of the contracts will ensure the timely completion of the projects.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Service Excellence (Goal 1) and Community Services (Goal 6). Awarding these contracts will provide improved infrastructure to better serve the public and will enhance the quality of life in the affected communities.

### **FISCAL IMPACT/FINANCING**

These actions will have no impact to the County General Fund.

The attachment for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

Sufficient funds for Project ID No. RDC0015014 are included in the Fiscal Year 2008-09 Road Fund Budget.

Sufficient funds for Project ID No. FMD0002059 are included in the Flood Control District Budget for Fiscal Year 2008-09.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The contract agreements will be in the form previously reviewed and approved by County Counsel. The recommended contracts were solicited on an open competitive basis and are in accordance with applicable Federal, State, and County requirements. The contractors are in compliance with the Chief Executive Officer's and your Board's requirements.

These contracts contain terms and conditions supporting your Board's ordinances, policies, and programs, including but not limited to: County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code Chapter 2.202; and the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to the lowest responsive and responsible bidder, which is defined as the firm that; (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation, including, but not limited to licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contracts are awarded to the lowest responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

### **ENVIRONMENTAL DOCUMENTATION**

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the attachment for each project.

### **CONTRACTING PROCESS**

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

Public Works will review and approve the faithful performance and payment bonds filed by the contractors.

The Honorable Board of Supervisors  
September 16, 2008  
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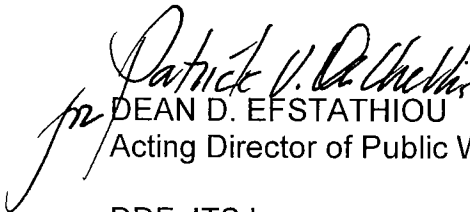
**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

These construction and maintenance service contracts will result in improved public works infrastructure in the communities where the work is scheduled.

**CONCLUSION**

Please return one adopted copy of this letter to Public Works, Construction Division.

Respectfully submitted,

  
DEAN D. EFSTATHIOU  
Acting Director of Public Works

DDE:JTS:bc

Attachments (2)

c: Chief Executive Office  
County Counsel  
Office of Affirmative Action Compliance

AWARD OF CONTRACT  
September 16, 2008

PROJECT ID NO. RDC0015014 - EAST LOS ANGELES VINE PLANTING (in the unincorporated communities of City Terrace and East Los Angeles), Supervisorial District 1

TYPE OF WORK: Construction of landscaping, irrigation systems, and concrete curb; planting of vines; and the performance of other appurtenant work.

CALL FOR BIDS DATE: June 10, 2008 (Agenda Item 48)

BID OPENING DATE: July 29, 2008

BID SUMMARY:

Low	*+ Angel R. Fierros, an individual dba FS Construction 13368 Aldergroove Street Sylmar, California 91342 (818) 838-6040	\$154,717.00
2	*+ Grace Building Maintenance Company	\$166,650.00
3	+ America West Landscape, Inc.	\$166,726.90
4	*Two Horse Construction	\$174,345.00
5	+ Tropical Creations, Inc.	\$182,785.70
6	Marina Landscape Company	\$205,086.00
7	Bennett Enterprises, Inc.	\$294,440.00
8	*Damon Const. Co.	\$326,381.30
	*MWBE	
	+ LSBE	

FINANCIAL INFORMATION:

Amount of estimate	\$196,270.00
Amount of recommended contract	\$154,717.00
Amount of recommended contract below estimate	\$ 41,553.00

The amount of the recommended contract is 21 percent below the estimate.

This project is included in the Fiscal Year 2008-09 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

FS Construction, an MWBE, has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

On June 10, 2008, Agenda Item 48, your Board found this project categorically exempt.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 45 working days. It is estimated the work will start in October and be completed in December 2008.

EK:en

AWARD OF CONTRACT  
September 16, 2008

PROJECT ID NO. FMD0002059 - SEVEN FACILITIES - STORM DRAIN DEBRIS REMOVAL (in the Hollywood area of the City of Los Angeles and the Cities of Glendora, Pasadena, and San Gabriel), Supervisorial Districts 3 and 5

TYPE OF WORK: Removal of debris from storm drains.

CALL FOR BIDS DATE: June 17, 2008 (Agenda Item 53)

BID OPENING DATE: July 15, 2008

BID SUMMARY:

Low	Mike Bubalo Construction Co., Inc., a corporation 5102 Gayhurst Avenue Baldwin Park, California 91706 (626) 960-7787	\$424,010.00
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2	J. F. Pacific Liners, Inc.	\$797,855.00
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FINANCIAL INFORMATION:

Amount of estimate	\$184,550.00
Amount of recommended contract	\$424,010.00
Amount of recommended contract above estimate	\$239,460.00

The amount of the recommended contract is 130 percent above the estimate. We believe the difference between the estimate and bid amounts is due to the difficulties in working in confined space locations. While the bid price is higher than the estimate, readvertising the project will result in increased contract administration costs and delay construction with no guarantee that lower bids will be received. We recommend award of the project to Mike Bubalo Construction Co., Inc., in the amount of \$424,010.00.

This project is included in the Flood Control District Budget for Fiscal Year 2008-09.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Mike Bubalo Construction Co., Inc., has no MWBE subcontractors/suppliers under this contract.



ENVIRONMENTAL IMPACT:

On June 17, 2008, Agenda Item 53, your Board found this project categorically exempt.

CONSTRUCTION SCHEDULE:

The project is to be completed in 60 working days. It is estimated the work will start in November 2008 and be completed in February 2009.

RE:lgm